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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

In re JUAN F., a Person Coming Under the
Juvenile Court Law.

THE PEOPLE,

Plaintiff and Respondent,

v.

JUAN F.,

Defendant and Appellant.

E033783

(Super.Ct.No. J12788)

OPINION

APPEAL from the Superior Court of Riverside County. H. Morgan Dougherty,
Judge. Affirmed.

James R. Bostwick, Jr., under appointment by the Court of Appeal, for Defendant
and Appellant.

No appearance for Plaintiff and Respondent.

On October 6, 2000, the district attorney filed a wardship petition under Welfare
and Institutions Code section 602 that alleged Juan F. (defendant), aged 13, attempted to
commit robbery in violation of Penal Code section 211 (counts 1 and 2) and possessed a

butterfly knife in violation of Penal Code section 626.10 (count 3). On October 18, 2000, defendant admitted the allegations in counts 1 and 3. Based on those admissions, the trial court declared defendant to be a ward of the court and gave custody of defendant to the probation department which, in turn, placed defendant in the Van Horn Youth Center. After defendant successfully graduated from that placement, he was released to his parents.

In a subsequent petition filed on August 20, 2001, the district attorney alleged that defendant committed misdemeanor violations of Penal Code section 422 by threatening to injure his sister (count 1) and his mother (count 3), committed a felony violation of Penal Code section 591 by maliciously damaging the family's telephone (count 2), committed misdemeanor assault in violation of Penal Code section 240 (count 4) and misdemeanor battery in violation of Penal Code section 242 (count 5). Defendant, on August 29, 2001, admitted the truth of the allegations in counts 1 and 2 and the trial court placed him on probation in the custody of the probation department. On October 23, 2001, the probation department placed defendant at Boys Republic. Defendant graduated from that program and was released to his parents on September 3, 2002.

The district attorney filed a notice of hearing under Welfare and Institutions Code section 777 on April 11, 2003, alleging that defendant had violated the terms of his wardship by being absent from school without a lawful excuse on numerous days beginning in December 2002, and continuing through March 2003; by smoking marijuana during a physical education class in March 2003 for which defendant was suspended from school; for testing positive for marijuana use on four separate occasions; by associating with people of whom his parents and the probation department

disapproved; and for being defiant and disrespectful toward his parents. Defendant admitted the allegations of this petition. Following a contested disposition hearing, and based on the probation officer's recommendation, on May 23, 2003, the trial court ordered defendant committed to the California Youth Authority for a maximum period of confinement of four years eight months with custody credit of 11 months 27 days.

Defendant appealed and upon his request, this court appointed counsel to represent him. Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738, setting forth a statement of the case, a summary of the facts, and requesting this court to undertake a review of the entire record.

We offered defendant an opportunity to file a personal supplemental brief, which he has not done.

We have now concluded our independent review of the record and find no arguable issues.

The judgment is affirmed.

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/s/ McKinster
J.

We concur:

/s/ Ramirez
P.J.

/s/ Richli
J.